

STATE OF HAWAII
HAWAII LABOR RELATIONS BOARD

In the Matter of)	CASE NO. OSAB 2002-35
)	
CRAIG A. GOMES,)	ORDER NO. 77
)	
Complainant,)	ORDER REGARDING THE BURDEN
)	OF PROOF AND ORDER OF PRESENT-
vs.)	ATION
)	
HAWAIIAN ELECTRIC COMPANY,)	
)	
Respondent,)	
)	
and)	
)	
DIRECTOR, DEPARTMENT OF LABOR)	
AND INDUSTRIAL RELATIONS,)	
)	
Appellee.)	

ORDER REGARDING THE BURDEN OF
PROOF AND ORDER OF PRESENTATION

Upon consideration of the arguments presented regarding the burden of proof and order of presentation in this matter, the Hawaii Labor Relations Board (Board) will not shift the burden of proof or the initial burden of going forward to the Appellee DIRECTOR, DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS (DIRECTOR). Complainant shall present his case followed by Respondent HAWAIIAN ELECTRIC COMPANY, and thereafter followed by the DIRECTOR.

DATED: Honolulu, Hawaii, November 12, 2003.

HAWAII LABOR RELATIONS BOARD



BRIAN K. NAKAMURA, Chair



KATHLEEN RACUYA-MARKRICH, Member

CRAIG A. GOMES v. HAWAIIAN ELECTRIC COMPANY and DLIR
CASE NO. OSAB 2002-35
ORDER NO. 77
ORDER REGARDING THE BURDEN OF PROOF AND ORDER OF PRESENTATION

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